

## LICENSES AND PERMITS 12.06

**12.06 DOGS AND OTHER ANIMALS. (1) NUMBER OF DOGS LIMITED.** No person or family unit living together, firm or corporation, shall keep more than 3 dogs upon any premises in the Town with the exception that a litter of pups, or a portion of a litter, may be kept for not exceeding 5 months from birth. Kennels as defined in S174.06, Wis. Stats., are exempt from this restriction. However, maintenance and operation of kennels shall comply with applicable zoning ordinances of the Town and Waukesha County.

**(2) KEEPING OF VICIOUS, NOISY OR BARKING DOG OR OTHER ANIMAL.** No person shall keep or harbor any vicious dog or other animal or any dog which frequently or habitually barks, yelps or howls and thereby disturbs the peace and quiet of the neighborhood.

**(a) Definition.** “Vicious” as used in this section shall be construed to mean an animal which may suddenly assault, or which has a propensity to assault, a person while such person peacefully walks or rides on the public streets or while such person is lawfully on the premises of the owner or keeper of such animal.

**(b) Removal of Vicious Animal.** Whenever any animal shall, after investigation by the Police Department, be found to be vicious or to have vicious propensities, such animal shall either be removed from the Town or destroyed by the owner within 72 hours after receipt by the owner of a written notice by a representative of the Police Department; or in the alternative, such animal shall be kept within a completely enclosed structure upon the premises of the owner, which premises shall bear a sign plainly displayed at every point of entrance, giving warning of the presence of such animal.

**(3) DOGS AND CATS RUNNING AT LARGE. (Am. 9/10/91)** No person in control of any dog or cat shall permit the same to run at large. All dogs and cats off the premises of the owner or custodian must either be on a leash or accompanied by its owner or custodian in proper control of it or such dog or cat shall be deemed “running at large”.

**(a) Impounding Dogs and Cats.** Law enforcement officers or other persons authorized by the Town Board are empowered to seize, impound or restrict any dogs or cats running at large. Whenever any impounded dogs or cats shall bear identification or license tag, the owner shall be notified immediately. Any impounded dogs or cats shall be held for a

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period of 7 days and at the end of such period shall be disposed of unless the owner reclaims such dog or cat and pays at the impounding facility the reasonable cost of keeping the dog or cat and any

impounding fee established by the Town. The impounding fees may be altered or amended by the Town Board at any time by resolution.

(b) Destruction of Impounded Dogs and Cats. Impounded dogs and cats not reclaimed shall be disposed of by methods approved by the County Humane Society.

(4) **DOG LICENSE.** Every owner of a dog more than 5 months of age on January 1 of any year shall annually, or within 30 days from the date such dog becomes 5 months of age, at the time and in the manner provided by law, pay for dog license tax and obtain a dog license. Sections 174.05 through 174.10, Wis. Stats., so far as applicable, are adopted by reference. "Owner" includes every person who owns, harbors or keeps a dog.

(5) **CARE OF ANIMALS.** Sections 948.01 through 948.16, Wis. Stats., dealing with the care or treatment of animals, so far as applicable, are hereby adopted by reference, provided the penalty for commission of such offenses shall be limited to a forfeiture imposed under S25.04 of this General Code. No person shall cause or allow any place where any animal is or may be kept to become unclean or unwholesome.

**12.07 MOBILE HOMES AND MOBILE HOME PARKS.** (1) **STATE LAWS ADOPTED.** The provisions of §66.058, Wis. Stats., and Ch. HSS 177, Wis. Adm. Code, and the definitions therein are hereby adopted by reference.

(2) **PARKING FEE.** There is hereby imposed on each occupied, nonexempt mobile home located in the Town a monthly parking fee as determined in accordance with §66.058, Wis. Stats. Such fees shall be paid to the Town Treasurer on or before the 10th day of the month following the month for which such fees are due.

(3) **PARK LICENSE REQUIRED.** No person shall establish or operate upon property owned or controlled by him within the Town a mobile home park without having first secured a license therefore from the Town Clerk. The application for such license shall be accompanied by a fee of \$2 for each space in the existing or proposed park but not less than

#### **PUBLIC NUISANCES 10.03(6)**

(11) **ANIMALS, LOOSE.** Any animals running at large in the Town.